

EXHIBIT 13

FILED UNDER SEAL

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Page 1

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE EASTERN DISTRICT OF TEXAS
3 SHERMAN DIVISION
4 CIVIL ACTION NO. 4:20-cv-00957-SDJ
5 THE STATE OF TEXAS, et al.,)
6)
7 Plaintiffs,)
8)
9 -vs-)
10)
11 GOOGLE LLC,)
12)
13 Defendant.)
14

15 VIDEO-RECORDED RULE 30(b)(6) DEPOSITION OF
16 STEVEN TATERKA

17 on behalf of State of Indiana

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19 The deposition upon oral examination of
20 STEVEN TATERKA, a witness produced and sworn before
21 me, Janine A. Ferren, RMR, CRR, CSR-IL No. 84-4852,
22 Notary Public in and for the County of Hamilton,
23 State of Indiana, taken on behalf of the Defendant,
24 at the offices of Office of the Attorney General,
25 Indiana Government Center South, Fifth Floor,
 Indianapolis, Marion County, Indiana, on the
 25th day of April 2024, scheduled to commence at
 1:00 p.m., pursuant to the Federal Rules of Civil
 Procedure with written notice as to time and place
 thereof.

26 Job No. CS6657993

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1 APPEARANCES
2

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20 VIDEOGRAPHER:

21 Jason D'Angelo

22 ALSO PRESENT VIA ZOOM:

23 Marie Martin
24 John Olson
25 Monica Vela-Vick
David Scalia
Michael Weitzner

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1 So to the extent that this ten-year time
2 frame is required by the retention policy, I
3 don't see that any records could have been
4 destroyed that would still be within the statute
5 of limitations that the state could pursue.

6 Q With respect to document preservation, do you
7 know whether the State of Indiana sent a
8 document hold notice to the Consumer Protection
9 Division?

10 A I think what you're asking is did the Consumer
11 Protection Division send any notice to the
12 records center. I think, isn't that really what
13 you want to know?

14 Q Either-or. What steps were taken to ensure that
15 the records center and the electronic records
16 were continued to be preserved during the
17 pendency of this litigation, if you know?

18 A I don't know that anything -- I can't say that
19 it wasn't done, but I don't know that anything
20 was done to suggest a hold.

21 But in this case, given that there's a
22 ten-year policy, I don't see how anything would
23 have been destroyed that would be relevant to
24 this case.

25 Q And is it your testimony that the State of

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1 STATE OF INDIANA)

) SS:

2 COUNTY OF HAMILTON)

3 I, Janine A. Ferren, a Notary Public in and
4 for the County of Hamilton, State of Indiana at
5 large, do hereby certify that STEVEN TATERKA, the
6 deponent herein, was by me first duly sworn to tell
7 the truth, the whole truth, and nothing but the
8 truth in the aforementioned matter;

9 That the foregoing deposition was taken on
10 behalf of the Defendant, at the offices of Office
11 of the Attorney General, Indiana Government Center
12 South, Fifth Floor, Indianapolis, Marion County,
13 Indiana, on the 25th day of April 2024, commencing
14 at the hour of 1:09 p.m., pursuant to the Federal
15 Rules of Civil Procedure;

16 That said deposition was taken down
17 stenographically and transcribed under my
18 direction, and that the typewritten transcript is a
19 true record of the testimony given by the said
20 deponent; and thereafter presented to said deponent
21 for his signature;

22 That the parties were represented by their
23 counsel as aforementioned.

24 I do further certify that I am a disinterested
25 person in this cause of action; that I am not a

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1 relative or attorney of any party, or otherwise
2 interested in the event of this action, and am not
3 in the employ of the attorneys for any party.

4 IN WITNESS WHEREOF, I have hereunto set my
5 hand and affixed my notarial seal on this 26th
6 day of April 2024.

7
8 
9

10 Janine A. Ferren
11
12

13 Seal, Notary Public	My Commission Expires:
14 State of Indiana	April 22, 2024
15 Janine A. Ferren	County of Residence:
16 Commission No. NP0681591	Hamilton
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